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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

GARY PIERCE, Chairman
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2011 JAN 10 P 3:58

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE PETITION OF
ABOVENET COMMUNICATIONS, INC.,
FOR AUTHORITY TO ENCUMBER ITS
ASSETS IN CONNECTION WITH
FINANCING

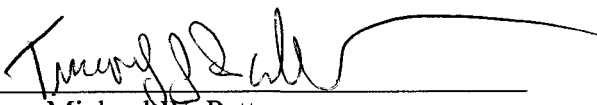
DOCKET NO. T-03774A-10-0488

NOTICE OF FILING

AboveNet Communications, Inc. ("AboveNet") hereby files the attached affidavit of publication.

RESPECTFULLY SUBMITTED THIS 10th day of January, 2011.

ROSHKA DEWULF & PATTEN, PLC

By 

Michael W. Patten
Timothy J. Sabo
One Arizona Center
400 East Van Buren Street, Suite 800
Phoenix, Arizona 85004

Counsel for AboveNet Communications, Inc.

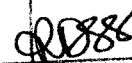
Original and 13 copies of the foregoing
filed this 10th day of January 2011 with:

Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Arizona Corporation Commission
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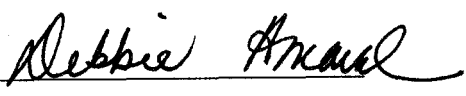
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Copies of the foregoing hand-delivered/mailed
this 10th day of January, 2011 to:

Lyn A. Farmer, Esq
Chief Administrative Law Judge
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

Janice Alward, Chief Counsel
Legal Division
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

Steve Olea, Director
Utilities Division
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

By 

AFFIDAVIT OF PUBLICATION

DOCKET T-03774-10-0488/ABOVENET
COMM.

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Arizona Business Gazette

The business resource

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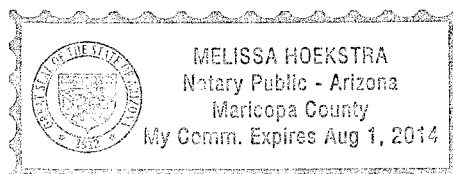
STATE OF ARIZONA
COUNTY OF MARICOPA

} SS.

Manny Vargas, being first duly sworn, upon oath deposes and says: That he is the Legal Ad Rep of the Arizona Business Gazette, a newspaper of general circulation in the county of Maricopa, State of Arizona, published weekly at Phoenix, Arizona, and that the copy hereto attached is a true copy of the advertisement published in the said paper on the dates indicated.

1/6/2011

Sworn to before me this
6TH day of
JANUARY 2011



Notary Public

IN THE MATTER OF THE
APPLICATION OF
ABOVENET COMMUNICA-
TIONS, INC. FOR A
FINANCING ORDER
AUTHORIZING VARIOUS
FINANCING
TRANSACTIONS.
DOCKET NO.
T-03774-10-0488

AboveNet Communi-
cations, Inc. ("AboveNet")
filed an Application ("Ap-
plication") on December
9, 2010, with the Arizona
Corporation Commission
("Commission") in Docket
No. T-03774A-10-0488 to
encumber its assets in
connection with
financings of up to \$400
million for itself or its pa-
rent company, AboveNet,
Inc. ("Parent") (Parent
and AboveNet, together
the "Borrowers").
AboveNet requests this
authority pursuant to un-
der A.R.S. § 40-285. The
Application is available
for inspection during reg-
ular business hours at the
Commission's offices at
1200 West Washington
Street, Phoenix, Arizona
85007, and at the office of
Applicants' legal counsel,
Roshka DeWulf & Patten,
P.L.C., 400 East Van Buren
Street, Suite 800, Phoenix,
Arizona 85004. Intervention
in the Commission's
proceedings on the appli-
cation shall be permitted
to any person entitled by
law to intervene and hav-
ing a direct substantial in-
terest in this matter. Per-
sons desiring to intervene
must file a Motion to In-
tervene with the Commis-
sion which must be
served upon applicant
and which, at a minimum
shall contain the follow-
ing information: (1) The
name, address and tele-
phone number of the pro-
posed intervenor and of
any person upon whom
service of documents is to
be made if different than
the intervenor; (2) A short
statement of the pro-
posed intervenor's inter-
est in the proceeding; (3)
Whether the proposed
intervenor desires a for-
mal evidentiary hearing
on the application and the
reasons for such a hear-
ing; (4) A statement cer-
tifying that a copy of the
Motion to Intervene has
been mailed to Applicant.
Intervention shall be in
accordance with A.A.C.
R14-3-105, except that all
Motions to Intervene
must be filed on, or be-
fore, the 15th day after
this notice.
Published: Jan. 6, 2011